



COUNTY OF SAN DIEGO

AGENDA ITEM

BOARD OF SUPERVISORS

GREG COX
First District

DIANNE JACOB
Second District

PAM SLATER
Third District

RON ROBERTS
Fourth District

BILL HORN
Fifth District

DATE: April 4, 2001

TO: Board of Supervisors

**SUBJECT: MITIGATING THE IMPACTS OF FIBER-OPTIC CONSTRUCTION
ON UNINCORPORATED RESIDENTS (District: All)**

SUMMARY:

Overview

The installation of fiber-optic lines in the unincorporated area spanning from Lakeside to Jacumba has caused extraordinary inconvenience to unincorporated residents and businesses. The fiber-optic telecommunication lines are installed in trenches under County roads and highways causing traffic delays, construction noise, lower quality roads, and can block access to residences and local businesses. This Board action will investigate the possibility of reducing these impacts as well as compensating residents, businesses, and county taxpayers for inconveniences caused by the installation of these lines.

Recommendation(s)

SUPERVISOR JACOB:

- 1) Direct the Chief Administrative Officer to expedite completion of construction and reduce the impacts of the installation of fiber-optic lines on unincorporated communities.
- 2) Direct the Chief Administrative Officer to increase County inspections on site at contractor expense.
- 3) Direct the Chief Administrative Officer to investigate the possibility of compensating residents, businesses, and county taxpayers for the inconvenience caused by the installation of fiber-optic lines as well as use of the public right-of-way.
- 4) Direct the Chief Administrative Officer to report back to the Board of Supervisors in 60 days with the findings.

Fiscal Impact

There is no fiscal impact as a result of this action.

Business Impact Statement

N/A

SUBJECT: Mitigating the Impacts of Fiber-Optic Construction on Unincorporated Residents

Advisory Board Statement

[Click [here](#) and type statement, or type N/A if not applicable]

BACKGROUND:

The installation of fiber-optic lines in the unincorporated area spanning from Lakeside to Jacumba has caused extraordinary inconvenience to unincorporated residents and businesses. The fiber-optic telecommunication lines are installed in trenches under County roads and highways causing traffic delays, construction noise, lower quality roads, and can block access to residences and local businesses. This Board action will investigate the possibility of reducing these impacts as well as compensating residents, businesses, and county taxpayers for inconveniences caused by the installation of these lines.

The County is required by the California Public Utilities Code (Section 7901) to grant permission to all telephone corporations to install facilities in all public roads. While the County cannot require a telephone corporation possessing certificates of public convenience and necessity to execute franchise agreements as is done with cable television corporations, there may be other ways of compensating taxpayers inconvenienced in the unincorporated area.

Other jurisdictions and municipalities have levied a “trench cut fee” as well as agreed to an annual fee with corporations installing fiber-optic cable along public roads. This action seeks to investigate the possibility of compensating unincorporated residents, businesses and county taxpayers for the inconvenience caused by the installation of fiber-optic lines, as well as use of the public right-of-way.

Encroachment permits and excavation permits are often required before construction on County roads. Further conditions and restrictions may be placed on these permits to mitigate the impacts to communities. Other possible ideas to further mitigate the impacts include expedited permit processing for shorter construction periods, increased public notification, increased inspection, flexible construction hours, as well as increased outreach to small businesses impacted by construction.

As a response to the overwhelming outcry of residents in communities including Lakeside, Alpine, Descanso, Pine Valley and Boulevard, all measures should be taken to mitigate the impacts and inconvenience caused by this intense construction on County roads. I urge your support.

Respectfully Submitted,

DIANNE JACOB
Supervisor Second District

SUBJECT: Mitigating the Impacts of Fiber-Optic Construction on Unincorporated Residents

AGENDA ITEM INFORMATION SHEET

CONCURRENCE(S)

COUNTY COUNSEL REVIEW	<input checked="" type="checkbox"/> Yes	
Written disclosure per County Charter § 1000.1 required?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
GROUP/AGENCY FINANCE DIRECTOR	<input type="checkbox"/> Yes	<input type="checkbox"/> N/A
CHIEF FINANCIAL OFFICER	<input type="checkbox"/> Yes	<input type="checkbox"/> N/A
Requires Four Votes	<input type="checkbox"/> Yes	<input type="checkbox"/> No
GROUP/AGENCY INFORMATION TECHNOLOGY DIRECTOR	<input type="checkbox"/> Yes	<input type="checkbox"/> N/A
CHIEF TECHNOLOGY OFFICER	<input type="checkbox"/> Yes	<input type="checkbox"/> N/A
DEPARTMENT OF HUMAN RESOURCES	<input type="checkbox"/> Yes	<input type="checkbox"/> N/A

Other Concurrence(s): [Click here and type, or type N/A if not applicable]

ORIGINATING DEPARTMENT: Supervisor Dianne Jacob, Second District

CONTACT PERSON(S):

Darren Gretler

Name

531-5522

Phone

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E-mail

Name

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E-mail

AUTHORIZED REPRESENTATIVE: _____

SUBJECT: Mitigating the Impacts of Fiber-Optic Construction on Unincorporated Residents

AGENDA ITEM INFORMATION SHEET
(continued)

PREVIOUS RELEVANT BOARD ACTIONS:

BOARD POLICIES APPLICABLE:

BOARD POLICY STATEMENTS:

CONTRACT NUMBER(S):

SUBJECT: Mitigating the Impacts of Fiber-Optic Construction on Unincorporated Residents

FISCAL IMPACT STATEMENT

DEPARTMENT: [Click here and type]

PROGRAM: [Click here and type]

PROPOSAL: [Click here and type]

	FUTURE YEARS ESTIMATED BUDGET OF PROPOSAL IF ADOPTED				
	(a)	(b)	(c)	(d)	(e)
	Budgeted Amount For Proposal	Proposed Change in Budgeted Amount	Proposed Revised Current Year Budget (a+b)	1st Subsequent Year	2nd Subsequent Year
Direct Cost					
Revenue/Other Offset					
NET GENERAL FUND COST					
Staff Years					

Sources of Revenue/Other Offset for Proposed Change and Subsequent Years:

Space-Related Impacts: Will this proposal result in any additional space requirements? Yes N/A

Support/Other Departmental Impacts: Yes N/A

Remarks: Yes N/A